



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

Matt Mitzen, Treasurer  
City Political Action Committee (PAC)  
P.O. Box 1198  
Chicago, IL 60690

MAY 01 2002

Identification Number: C00187526

Reference: Year End Report (7/1/01-12/31/01)

Dear Mr. Mitzen:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion(s) attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

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Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund. Any request from a donor for a refund must be honored.

If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

-Commission Regulations require that a committee disclose the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR §104.3(a)(4)(i)) Identification for an individual is defined as the full name, mailing address, occupation and name of employer. (11 CFR §100.12) Your report discloses contributions from individuals for which the identification is not complete.

You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts," you must provide the Commission with a detailed description of your procedures for requesting the information. Establishing "best efforts" is a three-fold process.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR §104.7(b)(1))

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Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR § 104.7(b)(2))  
The request must:

- clearly ask for the missing information, without soliciting a contribution;
- inform the contributor of the requirements of federal law for the reporting of such information, and
- if the request is written, include a pre-addressed post card or return envelope.

Third, if you receive contributor information after the contribution(s) has been reported, you shall either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR §104.7(b)(4))

Please provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.

-Your report discloses limited payments for administrative expenses. Administrative expenses are payments made for the purpose of operating a political committee including, but not limited to, rent, utilities, salaries, telephone service, office equipment and supplies. Any such payments to a person aggregating in excess of \$200 in a calendar year must be disclosed on Schedule(s) B supporting Line 21(b) of the Detailed Summary Page. 2 U.S.C. §434(b)(5) If these expenses are being paid by a connected organization, your Statement of Organization must be amended to reflect this relationship. 2 U.S.C. §433(b)(2) In addition, if expenses have been incurred but not paid in a reporting period, the activity should be disclosed as a debt on Schedule D, if the obligation is \$500 or more, or outstanding for sixty days or more. 11 CFR §104.11

Any goods or services provided to your committee by a person, except

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volunteer activity (i.e., a person's time), would be considered an in-kind contribution from that person, and would be subject to the disclosure requirements of 2 U.S.C. §434(b)(3) and 11 CFR §104.13, and the limitations and prohibitions of 2 U.S.C. §§441a and 441b.

Clarification regarding administrative expenses should be disclosed during each two year election cycle beginning with the first report filed in the non-election year. Please verify that all expenses referenced above (i.e., rent, salaries, utilities, etc.) have been adequately disclosed. If these services have been provided by volunteers, please confirm this in writing.

A response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. Electronic filers must file amendments (to include statements, designation and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Scott B. Walker  
Reports Analyst  
Reports Analysis Division

**SCHEDULE A (FEC Form 3X)**  
**ITEMIZED RECEIPTS**

 Use separate schedule(s)  
 or each category of the  
 Detailed Summary Page

 FOR LINE NUMBER: PAGE 17/68  
 (check only one)  
☒ 11 ☐ 12 ☐ 13 ☐ 14 ☐ 15 ☐ 16 ☐ 17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

 NAME OF COMMITTEE (in full)  
 CITY POLITICAL ACTION COMMITTEE (CITY PAC)

Full Name (Last, First, Middle Initial)		Date of Receipt	
A. Andrea Hochberg		M M / Y Y / Y Y	
Mailing Address		12 / 20 / 2001	
77 S Deer Park Dr			
City	State Zip Code		
Highland Park	IL 60035		
FEC ID number of contributing federal political committee		Amount of Each Receipt this Period	
		4000.00	
Name of Employer		Occupation	
Next Realty		Business Owner	
Receipt For:		Aggregate Year-to-Date \$	
Primary	General	10000.00	
Other (specify) \$			
		Transaction ID: SA11A1.4865	

Full Name (Last, First, Middle Initial)		Date of Receipt	
B. David Hochberg		M M / Y Y / Y Y	
Mailing Address		11 / 28 / 2001	
2600 North Lake Shore Drive			
City	State Zip Code		
Chicago	IL 60657		
FEC ID number of contributing federal political committee		Amount of Each Receipt this Period	
		250.00	
Name of Employer		Occupation	
Air Mortgage		Mortgagee	
Receipt For:		Aggregate Year-to-Date \$	
Primary	General	250.00	
Other (specify) \$			
		Transaction ID: SA11A1.4572	

Full Name (Last, First, Middle Initial)		Date of Receipt	
C. Larry Hochberg		M M / Y Y / Y Y	
Mailing Address		07 / 11 / 2001	
275 N Deer Park East			
City	State Zip Code		
Highland Park	IL 60035		
FEC ID number of contributing federal political committee		Amount of Each Receipt this Period	
		5000.00	
Name of Employer		Occupation	
Next Realty		Business Owner	
Receipt For:		Aggregate Year-to-Date \$	
Primary	General	5500.00	
Other (specify) \$			
		Transaction ID: SA11A1.4268	

SUBTOTAL of Receipts This Page (optional)	7250.00
TOTAL This Period (print page this line number on)	

FEC Schedule A (Revised 1/2001)

**SCHEDULE A (FEC Form 3K)  
ITEMIZED RECEIPTS**

Use separate columns (a) or each category of the Detailed Summary Page

 FOR LINE NUMBER: PAGE 18/88  
 (check only one)  
☒ 11a ☐ 11b ☐ 11c ☐ 12 ☐ 17  
☐ 13 ☐ 14 ☐ 15 ☐ 16

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 NAME OF COMMITTEE (in full)  
**CITY POLITICAL ACTION COMMITTEE (CITY PAC)**

<b>A.</b> Full Name (Last, First, Middle Initial) Dennis and Helene Madsen		Date of Receipt M M Y Y 11 28 2001
Mailing Address 1154 Stonfield Road		
City Desfield	State IL	Zip Code 60011
FEC ID number of contributing federal political committee		Amount of Each Receipt This Period 250.00
Name of Employer Real Estate	Occupation Real Estate	donation
Receipt For: Primary General Other (specify) <input type="checkbox"/>		Aggregate Year-to-Date <input type="checkbox"/> 250.00
		Transaction ID: BA11A1.4557

<b>B.</b> Full Name (Last, First, Middle Initial) Dan and Mary Handman		Date of Receipt M M Y Y 12 20 2001
Mailing Address 470 Cleveland Avenue		
City Highland Park	State IL	Zip Code 60035
FEC ID number of contributing federal political committee		Amount of Each Receipt This Period 250.00
Name of Employer Blush Shale	Occupation Attorney	donation
Receipt For: Primary General Other (specify) <input type="checkbox"/>		Aggregate Year-to-Date <input type="checkbox"/> 250.00
		Transaction ID: BA11A1.4583

<b>C.</b> Full Name (Last, First, Middle Initial) Amanda Hochman		Date of Receipt M M Y Y 05 08 2001
Mailing Address 779 Deer Park Dr		
City Highland Park	State IL	Zip Code 60035
FEC ID number of contributing federal political committee		Amount of Each Receipt This Period 5000.00
Name of Employer Real Estate	Occupation Business Owner	donation
Receipt For: Primary General Other (specify) <input type="checkbox"/>		Aggregate Year-to-Date <input type="checkbox"/> 5000.00
		Transaction ID: BA11A1.4550

 SUBTOTAL of Receipts This Page (collected) **5500.00**

TOTAL This Period (see page 18a line number only)

FEC Schedule A (Standard 12800)

**SCHEDULE A (FEC Form 3X)  
ITEMIZED RECEIPTS**

 Use separate schedule(s)  
or each category of the  
included Summary Page

FOR LINE NUMBER:		PAGE 5/20	
(check only one)			
<input checked="" type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input type="checkbox"/> 11c	<input type="checkbox"/> 12
<input type="checkbox"/> 13	<input type="checkbox"/> 14	<input type="checkbox"/> 15	<input type="checkbox"/> 16
<input type="checkbox"/> 17	<input type="checkbox"/> 18	<input type="checkbox"/> 19	<input type="checkbox"/> 20

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 NAME OF COMMITTEE (in full)  
CITY POLITICAL ACTION COMMITTEE (CITY PAC)

Full Name (Last, First, Middle Initial)		Date of Receipt	
A. Bob Fisher		M N Y D M D Y Y	
Mailing Address		04 12 2001	
180 E Pearson #4006			
City	State Zip Code		
Chicago	IL 60611		
FEC ID number of contributing federal political committee		Amount of Each Receipt this Period	
		5000.00	
Name of Employer		Occupation	
Chris Manufacturing		Executive	
Receipt For:		Aggregate Year-to-Date *	
Primary General		5000.00	
Other (specify) *		Transaction ID: SA11A1.4139	

Full Name (Last, First, Middle Initial)		Date of Receipt	
B. Jip Cullen		M N Y D M D Y Y	
Mailing Address		01 08 2001	
1810 N Fremont #8			
City	State Zip Code		
Chicago	IL 60614		
FEC ID number of contributing federal political committee		Amount of Each Receipt this Period	
		500.00	
Name of Employer		Occupation	
Lester Life Newspapers		Journalist	
Receipt For:		Aggregate Year-to-Date *	
Primary General		500.00	
Other (specify) *		Transaction ID: SA11A1.4131	

Full Name (Last, First, Middle Initial)		Date of Receipt	
C. Andrew Hochberg		M N Y D M D Y Y	
Mailing Address		01 01 2001	
77 S Deer Park Dr			
City	State Zip Code		
Highland Park	IL 60035		
FEC ID number of contributing federal political committee		Amount of Each Receipt this Period	
		1000.00	
Name of Employer		Occupation	
West Ready		Business Owner	
Receipt For:		Aggregate Year-to-Date *	
Primary General		1000.00	
Other (specify) *		Transaction ID: SA11A1.4123	

SUBTOTAL of Receipts This Page (optional)

TOTAL THIS Period (check page this line number only)

FEC Schedule A (Revised 1/2000)

**SCHEDULE B (FEC Form 3X)  
ITEMIZED DISBURSEMENTS**

 Use separate schedules  
for each category of the  
Detailed Summary Page

 FOR LINE NUMBER:  
(check only one)

PAGE 03 / 00

<input type="checkbox"/> 21a	<input type="checkbox"/> 22	<input type="checkbox"/> 23	<input type="checkbox"/> 24	<input type="checkbox"/> 25
<input type="checkbox"/> 26	<input type="checkbox"/> 27	<input checked="" type="checkbox"/> 28a	<input type="checkbox"/> 28b	<input type="checkbox"/> 29

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NAME OF COMMITTEE (on full)

CITY POLITICAL ACTION COMMITTEE (CITY PAC)

 A. Full Name (Last, First, Middle Initial)  
Andrew Hochberg

 Mailing Address  
77 S Deer Park Dr  
City  
Highland Park

 State Zip Code  
IL 60095

 Purpose of Disbursement  
28 A, Refund to Ind. at Schedule B  
Candidate Name

 22Y  
Category  
Type

Office Bought: House Senate President

Disbursement For: Primary General Other (specify)

State: District:

Date of Disbursement

12 / 31 / 2001

Amount of Each Disbursement This Period

1000.00

Transaction ID: 8828A.4868

 B. Full Name (Last, First, Middle Initial)  
Larry Hochberg

 Mailing Address  
278 N Deer Park East  
City  
Highland Park

 State Zip Code  
IL 60095

 Purpose of Disbursement  
28 A, Refund to Ind. at Schedule B  
Candidate Name

 22Y  
Category  
Type

Office Bought: House Senate President

Disbursement For: Primary General Other (specify)

State: District:

Date of Disbursement

12 / 31 / 2001

Amount of Each Disbursement This Period

500.00

Transaction ID: 8828A.4868

C.

SUBTOTAL of Disbursements This Page (optional)

1500.00

TOTAL This Period (and page this line number only)

1500.00

FEC Schedule B (Revised 1/2001)



